**HONOURABLE SRI JUSTICE C.V. RAMULU**

**WRIT PETITION No:14290 OF 2001**

**Dated: 14.8.2006**

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Between:

Sikakolli Ramu. . ..Petitioner

And

1. The Special Cadre Dy. Registrar/Officer on
   special duty cum District Registrar and Special Officer,
   The Prakasham District Cooperative Central Bank Limited,
   Ongole and others.
   ..Respondents.

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**HONOURABLE SRI JUSTICE C.V. RAMULU**

**WRIT PETITION No:14290 OF 2001**

**ORDER:**

This writ petition is filed seeking a Mandamus declaring the execution order No.2244/96-97, dated 14.5.2001 passed by the 1st respondent, as arbitrary and illegal.

It appears that the petitioner had taken some loans from the 2nd respondent society. When he fell due of the loans, under section 61 of the A.P. Co-operative Act, proceedings were initiated and thereafter, a certificate under Section 71 of the Act was obtained and the execution proceedings were taken up in the impugned proceedings.

At the time of admission of the writ petition, interim stay was granted subject to payment of the entire amount due under the award. However, the petitioner has paid only a part of the amount. In view of the part payment and in view of the default clause stipulated therein, the stay granted by this Court got vacated automatically. Thereafter, the respondents proceeded with the execution proceedings. At that time, again, the petitioner filed another W.P.No.9450 of 2002 before this Court. The said writ petition was also disposed of directing the respondents to issue notice to the petitioner, indicating the balance amount payable by him. If such notice is issued, the petitioner shall pay the same within a period of six weeks from the date of receipt of notice. If the petitioner fails to discharge the balance amount, it is open for the respondents to proceed further in the matter and take steps in accordance with the provisions of the A.P. Co-operative Societies Act and Rules made thereunder.

In view of the subsequent events, the cause in the writ petition does not survive for adjudication. Therefore, the writ petition is dismissed as infructuous.

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Justice C.V. Ramulu

Date: 14.08.2006
Nn.

**HONOURABLE SMT. JUSTICE T.MEENAKUMARI**

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**CIVIL REVISION PETITION No:744 OF 2005**

28.1.2006